

CIS-34/2023
S.T. 02(10)2023
(J.O.Code-WB00920)

Order No.55
Dated: 06.03.2026

Today is fixed for hearing of bail petition on service of copy of the same upon prosecution.

Ld. P.P in-charge namely Sri Dulal Dolui files hazira for the State.

The C.D. is produced.

Both sides are present.

The case record is taken up for hearing of bail petition filed by the accused persons namely 1. Mithun Naskar and Tarun Naskar.

At the very outset, Ld. Defense Counsel submits that no bail petition in respect of this accused in connection with this case is pending or rejected by any upper forum.

Ld. Defence Counsel prays for bail on the ground that two accused persons namely 1. Mithun Naskar and Tarun Naskar have been detained in J.C. since 09.03.2023.

Ld. P.P. In-Charge raises strong objection against the bail prayer. He submitted that Hon'ble High Court while rejecting the bail prayer of accused Badal Naskar mentioned about the involvement of the two prime accused namely Tarun Naskar and Mithun Naskar in the alleged offence. He also pointed out that the P.W.-1, being the one of the eye witnesses in this case, has brought specific allegation against the said accused persons. He also submitted that the Ld. Defence Counsel is intentionally not proceeding with the trial and causing unnecessarily delay in order to take advantage in getting bail of the accused persons.

Considering the nature and gravity of the offence, materials as available on the case record as well as the C.D. including the statement of the witness, Champa Naskar U/s. 164 of Cr.P.C and her oral statement as P.W.-1, it appears that there had been an active involvement of the said two accused persons in the alleged offence. So, I am not inclined to enlarge the accused on bail.

Hence, the prayer for bail is rejected.

Return the C.D.

To date for production.

Dict. & Corr. by me

Additional Sessions Judge, 1st Court
Kakdwip, South 24 Parganas.
In-Charge.

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Kakdwip, South 24 Parganas.
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